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ATTORNEY DOCKET NO.: NHS-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	
Blackwell, et al)	Examiner: Unknown
)	
Serial No.: 09/888,044)	Art Unit: 1772
)	
Filed: June 22, 2001)	Dept. Acct. No.: 04-1403
)	
For: "Reinforced Window Shutter")	

Commissioner for Patents
Washington, DC 20231


PETITION UNDER 37 CFR SECTION 1.47

Dear Sirs:

A petition is hereby made for compliance with the Notice to File Missing Parts dated August 14, 2001 with respect to the above-captioned application, even though one of the joint inventors refuses to sign the oath or declaration or cannot be reached. Included is a statement of the pertinent facts and the fee set forth in Section 1.17 (i).

Should any questions arise with respect to this petition, the undersigned can be reached at 864-271-1592.

Respectfully Submitted,


Timothy A. Cassidy
Reg. No. 38,024

DORITY & MANNING, P.A.
P.O. Box 1449
Greenville, SC 29602
(864) 271-1592

Dated: February 11, 2002

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OFFICE OF PETITIONS



ATTORNEY DOCKET NO.: NHS-2

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In re Application
Blackwell, et al

Serial No.: 09/888,044

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**AFFIDAVIT OF TIMOTHY A. CASSIDY
IN SUPPORT OF THE PETITION UNDER 37 CFR SECTION 1.47**

I, Timothy A. Cassidy, swear and state as follows:

1. I am currently a Patent Attorney with the Law Firm of Dority & Manning, P.A. My registration number is 38,024. I prepared and filed the above-captioned application.
2. It is believed that Jeffrey Fuquay has displayed conduct which either constitutes a refusal to sign or is unavailable to sign the application papers for the patent application entitled "Reinforced Window Shutter" having an Official Serial Number 09/888,044.
3. After receiving the Notice to File Missing Parts of Application dated August 14, 2001, repeated attempts were made to contact Mr. Fuquay by telephone and by mail.
4. Included as Appendix A is a letter and Federal Express Receipt that were sent to Mr. Fuquay. The letter is dated October 12, 2001 and was sent via Federal Express. As stated in the letter, the letter was accompanied by a copy of the

2. It is believed that Jeffrey Fuquay has displayed conduct which either constitutes a refusal to sign or is unavailable to sign the application papers for the patent application entitled "Reinforced Window Shutter" having an Official Serial Number 09/888,044.

3. After receiving the Notice to File Missing Parts of Application dated August 14, 2001, repeated attempts were made to contact Mr. Fuquay by telephone and by mail.

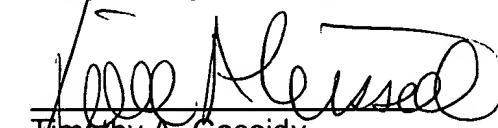
4. Included as Appendix A is a letter and Federal Express Receipt that were sent to Mr. Fuquay. The letter is dated October 12, 2001 and was sent via Federal Express. As stated in the letter, the letter was accompanied by a copy of the

application, a combined declaration for patent application and power of attorney, and an assignment of the invention to New Horizons Shutters, Inc. For his convenience, also enclosed was a return Federal Express envelope. All of our attempts to contact Mr. Fuquay in order to have him sign an oath or declaration, however, have gone unanswered.

5. As stated on the enclosed letter, the last known address for Mr. Fuquay is 1406 F. Orange Grove Road, Charleston, SC 29407.
6. It is respectfully submitted that a bona fide attempt has been made to present a copy of the application papers including the specification, claims, drawings, and oath or declaration to Mr. Fuquay and that Mr. Fuquay is either unavailable or refusing to sign.

Should any questions arise with respect to this petition, the undersigned can be reached at 864-271-1592.

Respectfully Submitted,


Timothy A. Cassidy
Reg. No. 38,024

DORITY & MANNING, P.A.
P. O. Box 1449
Greenville, SC 29602
(864) 271-1592

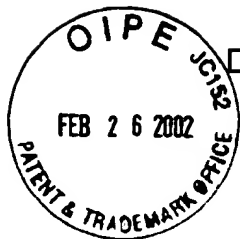
Dated: February 11, 2002

APPENDIX "A"

WELLINGTON M. MANNING, JR.
JULIAN W. DORITY
JAMES M. BAGARAZZI
RICHARD M. MOOSE
STEPHEN E. BONDURA
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MAILING ADDRESS
P.O. BOX 1449
GREENVILLE, SC 29602 USA

October 12, 2001

VIA FEDERAL EXPRESS

Mr. Jeffrey Fuquay
1406 F. Orange Grove Road
Charleston, SC 29407

RE: U.S. Patent Application Entitled:
"Reinforced Window Shutter"
USSN: 09/888,044
FILED: June 22, 2001
OUR REF.: NHS-2

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OFFICE OF PETITIONS

Dear Mr. Fuquay:

If you recall, we met over a year ago to discuss the preparation and filing of a patent application directed to the above-captioned invention. For your information, enclosed is a copy of the application that was filed. Please note that you are listed as a co-inventor. The application was filed in the U.S. Patent Office on June 22, 2001 and claims priority to a provisional application filed one year earlier.

The time has now come to file the supporting documents with respect to the above-captioned application. In this regard, enclosed is (1) a Declaration and Power of Attorney and (2) an Assignment of the application to New Horizon Shutters, Inc.

Please carefully review the documents to ensure that all of the information is accurate and correct. Once you have reviewed the documents,

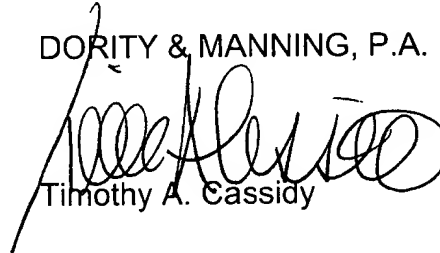
Mr. Jeffrey Fuquay
Our Ref.: NHS-2
October 12, 2001
Page 2

please sign and date where indicated. Once executed, please return the documents to us in the enclosed Federal Express envelope.

Please note that the deadline for filing these documents in the U.S. Patent Office is **October 14, 2001**. This deadline, however, can be extended one month by filing an extension of time. We appreciate your cooperation and assistance. Should you have any questions or if I can be of any assistance please do not hesitate to contact me.

Sincerely,

DORITY & MANNING, P.A.

A handwritten signature in black ink, appearing to read "Timothy A. Cassidy", is written over the printed name. The signature is stylized with a large, sweeping initial 'T' and 'C'.

TAC/yrk
Enclosure (as stated)

From: VOLANDE KENNEDY (864)271-1592

700 E. NORTH STREET
GREENVILLE, SC, 29601

FEB 26 2002

REVENUE BARCODE



FedEx

To: Mr. Jeffrey Fuquay (864)271-1592

1406F. Orange Grove Road

Charleston, SC, 29407

Ref: nhs-2 (dec&asn)

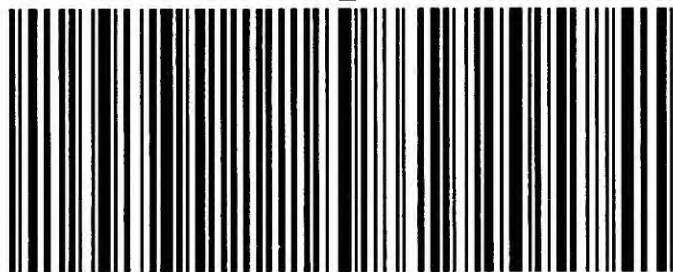


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